

Atty Docket No.: R0032H-DIV
USSN: 10/731,607

REMARKS

Claims 66-73 and 84 are pending in the above-identified patent application. Claim 1 is amended herein, and claim 85 is canceled. No new matter is introduced.

1. Election/Restriction

The Examiner noted that the above-identified patent application has not been examined with regard to non-elected heterocyclic compounds. Applicants have amended claim 1 to delete recitation of "heterocycle" for the variable R⁹, and the recitation of "R⁸ and R⁹ are taken together with the nitrogen to which they are attached ..." Withdrawn claim 85 has been canceled.

2. Allowable Subject Matter

The Examiner indicated that claim 66 was objected to as containing non-elected subject matter, and that claims 67-73 were otherwise allowable except for their dependence on claim 66. Applicants have amended base claim 66 to delete the recitation of "heterocycle" as noted above. In amended claim 66 the variables R⁸ and R⁹ represent only non-heterocyclic groups. Applicants believe that claim 66 as amended recites only elected subject matter and is allowable.

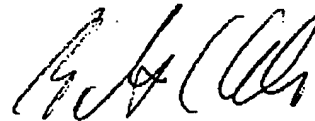
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CONCLUSION

This Amendment after final office action is made pursuant to 37 CFR §1.113(c). Since this Amendment includes only cancellation of a non-elected claim and deletion of subject matter to overcome an objection as to form, Applicants request that this Amendment be accepted. The Applicants respectfully believe that all claims pending in the above-identified case are now in condition for allowance. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-354-7540.

Applicants believe that no fees are due. In the event that it is found that any fee is due, please charge such fee to Applicants' deposit account No. 18-1700

Respectfully submitted,



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